



AGENDA LOS ANGELES CITY COUNCIL

**WEDNESDAY, AUGUST 17, 2011
10:00 A.M.**

JOHN FERRARO COUNCIL CHAMBER
ROOM 340, CITY HALL
200 NORTH SPRING STREET, LOS ANGELES, CA 90012

Click on the Council file number to access background documents for individual agenda items
Click [here](#) for the entire agenda packet / documents

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CITY COUNCIL MEETINGS ARE BROADCAST LIVE ON CABLE TELEVISION CHANNEL 35 AND ON THE INTERNET AT: LACITY.ORG/YOURGOVERNMENT/CITYCOUNCIL/COUNCILMEETINGS/INDEX.HTM. LIVE COUNCIL MEETINGS CAN ALSO BE HEARD AT: (213) 621-CITY (METRO), (818) 904-9450 (VALLEY), (310) 471-CITY (WESTSIDE) AND (310) 547-CITY (SAN PEDRO AREA)

ASSISTIVE LISTENING DEVICES ARE AVAILABLE AT THE MEETING; UPON 72 HOUR ADVANCE NOTICE, OTHER ACCOMMODATIONS, SUCH AS SIGN LANGUAGE INTERPRETATION, AND TRANSLATION SERVICES WILL BE PROVIDED, CONTACT THE CITY CLERK'S OFFICE AT (213) 978-1059. TDD AVAILABLE AT (213) 978-1055.

SE OFRECE UN SERVICIO DE TRADUCCION AL ESPANOL EN TODAS LAS REUNIONES DEL CONSEJO MUNICIPAL

BASIC CITY COUNCIL MEETING RULES

AGENDAS - The City Council meets Tuesday, Wednesday and Friday at 10:00 A.M. The agendas for City Council meetings contain a brief general description of those items to be considered at the meetings. Council Agendas are available in the Office of the City Clerk, Council and Public Services Division, Room 395, City Hall, 200 North Spring Street, Los Angeles, CA 90012, and on the City's World Wide Web Home Page site on the Internet at www.lacity.org; click on "Council Calendar."

Ten (10) members of the Council constitute a quorum for the transaction of business. The Council may consider an item not listed on the Council Agenda only if it is determined by a two-thirds (10) vote that the need for action arose after the posting of an Agenda. Some items on the Agenda may be approved without any discussion, however, any item may be called "special" by a Councilmember. If an item is called "special" it will be "held" until the remainder of the items on the Council agenda has been acted on by the Council. An item may also be called "special" if a member of the public has requested to speak on the item and a public hearing has not previously been held on the matter.

The City Clerk will announce the items to be considered by the Council, however items will be grouped. For example, all items for which required public hearings have not previously been held are listed in one section on the printed Agenda. The Council President will ask if any Councilmember or member of the public wishes to speak on one or more of these items. If anyone wishes to speak on an item, it will be called "special." The remaining items in this section will be voted on by Council with one roll call vote.

PUBLIC INPUT AT CITY COUNCIL MEETINGS - An opportunity for the public to address the Council on agenda items for which public hearings have not been provided will be provided before or during consideration of the item. Members of the public who wish to speak on any item are requested to complete a speaker card for each item they wish to address, and present the completed card(s) to the Sergeant-At-Arms. Speaker cards are available at the back of the Council Chamber.

The Council will also provide an opportunity for the public to speak on public interest items for a cumulative total of up to fifteen (15) minutes. Testimony shall be limited in content to matters which are within the subject matter jurisdiction of the Council. The City Council may not take any action on matters discussed during the public testimony period.

COUNCIL DISCUSSION AND TIME LIMITS - Councilmembers requesting to address the Council will be recognized by the Council President in the order requested. For any item, the Chairperson of the Committee, or the maker of the original motion, or the member calling a matter "special" shall have up to six (6) minutes to discuss the item. All other Councilmembers may speak up to three (3) minutes each on the matter. After all members desiring to speak on a question have had an opportunity to be heard once, the time for each Member desiring to speak again shall be limited to a maximum of three (3) minutes.

A motion calling the "previous question" may be introduced by any member during a Council debate. If adopted, this motion will terminate debate on a matter and the Chair will instruct the Clerk to call the roll on the matter.

VOTING AND DISPOSITION OF ITEMS - Most items require a majority vote of the entire membership of the Council (8 members). Items which have not been discussed in a Council Committee and have been placed directly on the Council Agenda will require 10 votes to consider. Once considered, these items will normally require eight (8) affirmative votes to be adopted. Ordinances require a unanimous vote (at least 12 members must be present) in order to be adopted on first consideration. If an ordinance does not receive the necessary unanimous vote, it is laid over one calendar week. The votes required for approval on second consideration vary and depend upon the type of ordinance, but a typical ordinance requires eight (8) affirmative votes upon second consideration.

When debate on an item is completed, the Chair will instruct the Clerk to "call the roll." Every member present must vote for or against each item; abstentions are not permitted. The Clerk will announce the votes on each item. Any member of Council may move to "reconsider" any vote on any item on the agenda, except to adjourn, suspend the Rules, or where an intervening event has deprived the Council of jurisdiction, providing that said member originally voted on the prevailing side of the item. The motion to "reconsider" shall only be in order once during the meeting, and once during the next regular meeting. The member requesting reconsideration shall identify for all members present the Agenda number, Council file number and subject matter previously voted upon. A motion to reconsider is not debatable and shall require an affirmative vote of eight members of the Council.

When the Council has failed by sufficient votes to approve or reject an item, and has not lost jurisdiction over the matter, or has not caused it to be continued beyond the next regular meeting, the issue is again placed on the next agenda for the following meeting for the purpose of allowing the Council to again vote on the matter.

The City Council rules provide that all items adopted by the Council will not be presented to the Mayor, or other designated officer by the City Clerk until the adjournment of the regular Council meeting following the date of the Council action. A motion to send an item "forthwith" if adopted by ten (10) votes, suspends these rules and requires the City Clerk to forward the matter to the Mayor, or other officer, without delay.

RULE 16 MOTIONS - Council Rule No. 16, in part, allows a member to send an item directly to the Council without it having to go to a Council Committee first, by giving the City Clerk a motion (seconded by an additional member) during a Council session to be placed on the next regular available Council Agenda.

Los Angeles City Council Agenda
Wednesday, August 17, 2011
John Ferraro Council Chamber, Room 340, City Hall - 10 am

Roll Call

**Approval of the Record of Proceedings of the Council Meeting of
August 12, 2011**

Commendatory Resolutions, Introductions and Presentations

Public Testimony on Non-agenda Items Within Jurisdiction of Council

Items Noticed for Public Hearing - Items 1-16

ITEM NO. (1) - Motion Required

[11-0785](#)

CDs 6 & 7

HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the modification of the Panorama City Property and Business Improvement District's (PBID) Management District Plan, pursuant to Section 36600 et seq. of the California Streets and Highways Code.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. HEAR PROTESTS against the proposed modification of the Panorama City PBID's Management District Plan, pursuant to Section 36600 et seq. of the California Street and Highways Code.
2. PRESENT and ADOPT the accompanying ORDINANCE modifying the Panorama City PBID Management District Plan as described in Ordinance 181791, if a majority protest, as defined by Section 53753 of the California Government is found not to exist.
3. AUTHORIZE the City Clerk, subject to the approval of the City Attorney, to amend Contract C-116426 between the City of Los Angeles and the Panorama City Business Improvement District, Inc. as needed to administer the Panorama City PBID's program upon adoption of the Ordinance modifying the Management District Plan.

Fiscal Impact Statement: The City Clerk reports that funding for the three City-owned properties located within the District is included in the General Fund allocation to the 2012 Business Improvement District Trust Fund 659.

(Pursuant to Council adoption of Ordinance No. 181791 on July 15, 2011.)

ITEM NO. (2)

[11-0761](#)

CD 15

CONTINUED CONSIDERATION OF HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 711 West Battery Street, APN 7445-008-026. (Lien: \$1,733.94)

Recommendations for Council action:

1. HEAR PROTESTS relative to non-compliance of code violation and proposed lien to recover the costs of inspection invoices, recorded against property located at 711 West Battery Street, plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Sections 91.103, 98.0411(a), 98.0402(e) and Sections 7.35.3 and 7.35.5 of the Los Angeles Administrative Code, as described in the Building and Safety report, attached to the Council file; and, CONFIRM said lien.
2. INSTRUCT the Department of Building and Safety to deposit to Department 08, Fund 48R, Balance Sheet Account 2200, any payment received against this lien in the amount of \$1,733.94 on the above referenced property.

(Continued from Council meeting of August 9, 2011)

ITEM NO. (3)

[11-0501](#)

CD 4

CONTINUED CONSIDERATION OF HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 10800 West Otsego Street, APN 2419-006-028. (Lien: \$3,134.34)

Recommendations for Council action:

1. HEAR PROTESTS relative to non-compliance of code violation and proposed lien to recover the costs of inspection invoices, recorded against property located at 10800 West Otsego Street, plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Sections 91.103, 98.0411(a) and Sections 7.35.3 and 7.35.5 of the Los Angeles Administrative Code, as described in the Building and Safety report, attached to the Council file; and, CONFIRM said lien.
2. INSTRUCT the Department of Building and Safety to deposit to Fund 48R/08, Balance Sheet Account 2200, any payment received against this lien in the amount of \$3,134.34 on the above referenced property.

(Continued from Council meeting of August 10, 2011)

ITEM NO. (4)

[11-0540](#)
CD 4

CONTINUED CONSIDERATION OF HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 10749 West Aqua Vista Street, APN 2423-029-013. (Lien: \$2,179.66)

Recommendations for Council action:

1. HEAR PROTESTS relative to non-compliance of code violation and proposed lien to recover the costs of inspection invoices, recorded against property located at 10749 West Aqua Vista Street, plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Sections 91.103, 98.0411(a) and Sections 7.35.3 and 7.35.5 of the Los Angeles Administrative Code, as described in the Building and Safety report, attached to the Council file; and, CONFIRM said lien.
2. INSTRUCT the Department of Building and Safety to deposit to Fund 48R/08, Balance Sheet Account 2200, any payment received against this lien in the amount of \$2,179.66 on the above referenced property.

(Continued from Council meeting of August 10, 2011)

ITEM NO. (5)

[11-0669](#)
CD 12

HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 8355 North Jason Avenue, APN 2005-015-032. (Lien: \$4,486.95)

Recommendations for Council action:

1. HEAR PROTESTS relative to non-compliance of code violation and proposed lien to recover the costs of inspection invoices, recorded against property located at 8355 North Jason Avenue, plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Sections 91.103, 98.0411(a) and Sections 7.35.3 and 7.35.5 of the Los Angeles Administrative Code, as described in the Building and Safety report, attached to the Council file; and, CONFIRM said lien.
2. INSTRUCT the Department of Building and Safety to deposit to Department 08, Fund 48R, Balance Sheet Account 2200, any payment received against this lien in the amount of \$4,486.95 on the above referenced property.

ITEM NO. (6)

[11-0670](#)
CD 5

HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 1477 North Stebbins Terrace, APN 5559-012-007. (Lien: \$4,990.29)

Recommendations for Council action:

1. HEAR PROTESTS relative to non-compliance of code violation and proposed lien to recover the costs of inspection invoices, recorded against property located at 1477 North Stebbins Terrace, plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Sections 91.103, 98.0411(a) and Sections 7.35.3 and 7.35.5 of the Los Angeles Administrative Code, as described in the Building and Safety report, attached to the Council file; and, CONFIRM said lien.
2. INSTRUCT the Department of Building and Safety to deposit to Department 08, Fund 48R, Balance Sheet Account 2200, any payment received against this lien in the amount of \$4,990.29 on the above referenced property.

ITEM NO. (7)

[11-0671](#)
CD 13

HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 1599 West Landa Street, APN 5443-025-014. (Lien: \$3,730.00)

Recommendations for Council action:

1. HEAR PROTESTS relative to non-compliance of code violation and proposed lien to recover the costs of inspection invoices, recorded against property located at 1599 West Landa Street, plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Sections 91.103, 98.0411(a) and Sections 7.35.3 and 7.35.5 of the Los Angeles Administrative Code, as described in the Building and Safety report, attached to the Council file; and, CONFIRM said lien.
2. INSTRUCT the Department of Building and Safety to deposit to Department 08, Fund 48R, Balance Sheet Account 2200, any payment received against this lien in the amount of \$3,730.00 on the above referenced property.

ITEM NO. (8)

[11-0672](#)
CD 5

HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 3975 North Weslin Avenue, APN 2272-025-017. (Lien: \$4,139.81)

Recommendations for Council action:

1. HEAR PROTESTS relative to non-compliance of code violation and proposed lien to recover the costs of inspection invoices, recorded against property located at 3975 North Weslin Avenue, plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Sections 91.103, 98.0411(a) and Sections 7.35.3 and 7.35.5 of the Los Angeles Administrative Code, as described in the Building and Safety report, attached to the Council file; and, CONFIRM said lien.
2. INSTRUCT the Department of Building and Safety to deposit to Department 08, Fund 48R, Balance Sheet Account 2200, any payment received against this lien in the amount of \$4,139.81 on the above referenced property.

ITEM NO. (9)

[11-0680](#)
CD 7

HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 12937 North El Dorado Avenue, APN 2604-013-018. (Lien: \$2,276.22)

Recommendations for Council action:

1. HEAR PROTESTS relative to non-compliance of code violation and proposed lien to recover the costs of inspection invoices, recorded against property located at 12937 North El Dorado Avenue, plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Sections 91.103, 98.0411(a) and Sections 7.35.3 and 7.35.5 of the Los Angeles Administrative Code, as described in the Building and Safety report, attached to the Council file; and, CONFIRM said lien.
2. INSTRUCT the Department of Building and Safety to deposit to Department 08, Fund 48R, Balance Sheet Account 2200, any payment received against this lien in the amount of \$2,276.22 on the above referenced property.

ITEM NO. (10)

[11-0681](#)
CD 8

HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 1322 West 71st Street, APN 6014-033-010. (Lien: \$2,694.01)

Recommendations for Council action:

1. HEAR PROTESTS relative to non-compliance of code violation and proposed lien to recover the costs of inspection invoices, recorded against property located at 1322 West 71st Street, plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Sections 91.103, 98.0411(a) and Sections 7.35.3 and 7.35.5 of the Los Angeles Administrative Code, as described in the Building and Safety report, attached to the Council file; and, CONFIRM said lien.

2. INSTRUCT the Department of Building and Safety to deposit to Department 08, Fund 48R, Balance Sheet Account 2200, any payment received against this lien in the amount of \$2,694.01 on the above referenced property.

ITEM NO. (11)

[11-0740](#)
CD 2

HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 11232 West Vanowen Street, APN 2319-007-017. (Lien: \$14,155.19)

Recommendations for Council action:

1. HEAR PROTESTS relative to non-compliance of code violation and proposed lien to recover the costs of inspection invoices, recorded against property located at 11232 West Vanowen Street, plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Sections 91.103, 98.0411(a), 98.0402(e) and Sections 7.35.3 and 7.35.5 of the Los Angeles Administrative Code, as described in the Building and Safety report, attached to the Council file; and, CONFIRM said lien.
2. INSTRUCT the Department of Building and Safety to deposit to Department 08, Fund 48R, Balance Sheet Account 2200, any payment received against this lien in the amount of \$14,155.19 on the above referenced property.

ITEM NO. (12)

[11-0755](#)
CD 5

HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 5450 North Louise Avenue, APN 2258-001-049. (Lien: \$2,263.53)

Recommendations for Council action:

1. HEAR PROTESTS relative to non-compliance of code violation and proposed lien to recover the costs of inspection invoices, recorded against property located at 5450 North Louise Avenue, plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Sections 91.103, 98.0411(a) and Sections 7.35.3 and 7.35.5 of the Los Angeles Administrative Code, as described in the Building and Safety report, attached to the Council file; and, CONFIRM said lien.
2. INSTRUCT the Department of Building and Safety to deposit to Department 08, Fund 48R, Balance Sheet Account 2200, any payment received against this lien in the amount of \$2,263.53 on the above referenced property.

ITEM NO. (13)

[11-0756](#)
CD 10

HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 2759 South Harcourt Avenue, APN 5057-014-017. (Lien: \$3,101.45)

Recommendations for Council action:

1. HEAR PROTESTS relative to non-compliance of code violation and proposed lien to recover the costs of inspection invoices, recorded against property located at 2759 South Harcourt Avenue, plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Sections 91.103, 98.0411(a) and Sections 7.35.3 and 7.35.5 of the Los Angeles Administrative Code, as described in the Building and Safety report, attached to the Council file; and, CONFIRM said lien.
2. INSTRUCT the Department of Building and Safety to deposit to Department 08, Fund 48R, Balance Sheet Account 2200, any payment received against this lien in the amount of \$3,101.45 on the above referenced property.

ITEM NO. (14)

[11-0758](#)
CD 15

HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 528 North Fries Avenue, APN 7418-004-017. (Lien: \$3,366.13)

Recommendations for Council action:

1. HEAR PROTESTS relative to non-compliance of code violation and proposed lien to recover the costs of inspection invoices, recorded against property located at 528 North Fries Avenue, plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Sections 91.103, 98.0411(a), 98.0402(e) and Sections 7.35.3 and 7.35.5 of the Los Angeles Administrative Code, as described in the Building and Safety report, attached to the Council file; and, CONFIRM said lien.
2. INSTRUCT the Department of Building and Safety to deposit to Department 08, Fund 48R, Balance Sheet Account 2200, any payment received against this lien in the amount of \$3,366.13 on the above referenced property.

ITEM NO. (15)

[11-0759](#)
CD 1

HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 910 North San Fernando Road, APN 5453-005-023. (Lien: \$4,307.55)

Recommendations for Council action:

1. HEAR PROTESTS relative to non-compliance of code violation and proposed lien to recover the costs of inspection invoices, recorded against property located at 910 North San Fernando Road, plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Sections 91.103, 98.0411(a), 98.0402(e) and Sections 7.35.3 and 7.35.5 of the Los Angeles Administrative Code, as described in the Building and Safety report, attached to the Council file; and, CONFIRM said lien.
2. INSTRUCT the Department of Building and Safety to deposit to Department 08, Fund 48R, Balance Sheet Account 2200, any payment received against this lien in the amount of \$4,307.55 on the above referenced property.

ITEM NO. (16)

[11-0986](#)
CD 12

CONTINUED CONSIDERATION OF HEARING COMMENTS relative to an Application for Determination of "Public Convenience or Necessity" for the sale of alcoholic beverages for off-site consumption at USA Gas Station mini-mart located at 19301 Parthenia Avenue.

Recommendations for Council action:

1. DETERMINE that the "Public Convenience or Necessity" WILL NOT be served by the sale of alcoholic beverages for off-site consumption at USA Gas Station mini-mart located at 19301 Parthenia Avenue, Northridge, 91324, inasmuch as the site is located in a census tract with an undue concentration of alcoholic beverage sales licenses.
2. DENY the application for Determination of "Public Convenience or Necessity" for the sale of alcoholic beverages for off-site consumption at 19301 Parthenia Avenue, based upon the above finding and the negative influence associated with the sale of alcohol in the concerned community.
3. INSTRUCT the City Clerk to transmit this determination to the State Department of Alcoholic Beverage Control as the required findings under Business and Professions Code Section 23958.4.

Application filed by: Tesoro West Coast Company, LLC (Valerie Sacks, Liquor License Specialists, representative)

TIME LIMIT FILE - SEPTEMBER 7, 2011

(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 7, 2011)

(Continued from Council meeting of July 13, 2011)

Items for Which Public Hearings Have Been Held - Items 17-40

ITEM NO. (17) - Motion Required

[09-1495](#)

COMMUNICATION FROM THE MAYOR relative to the reappointment of the Honorable Armand Arabian to the Industrial Development Authority Board of Directors.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of the Honorable Armand Arabian to the Industrial Development Authority Board of Directors is APPROVED and CONFIRMED. (Current commission gender composition: M = 5; F = 2)

Ethics Commission Review: Pending.

Community Impact Statement: None submitted.

(Housing, Community and Economic Development Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to <http://cityclerk.lacity.org/lacityclerkconnect/index.cfm> for background documents.)

ITEM NO. (18) - Motion Required

[11-1003](#)

COMMUNICATION FROM THE MAYOR relative to the appointment of Mr. Mitchell Kamin to the Housing Authority of the City of Los Angeles.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Mitchell Kamin to the Housing Authority of the City of Los Angeles for the term ending June 6, 2015 is APPROVED and CONFIRMED. (Current commission gender composition: M = 1; F = 6)

Ethics Commission Review: Complete.

Background Check Review: Pending.

Community Impact Statement: None submitted.

(Housing, Community and Economic Development Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to <http://cityclerk.lacity.org/lacityclerkconnect/index.cfm> for background documents.)

ITEM NO. (19) - Motion Required

11-1267

COMMUNICATION FROM THE MAYOR relative to the reappointment of Mr. Pete Navarro to the Affordable Housing Commission.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. Pete Navarro to the Affordable Housing Commission for the new term ending June 30, 2016 is APPROVED and CONFIRMED. (Current commission gender composition: M = 3; F = 4)

Ethics Commission Review: Not required.

Community Impact Statement: None submitted.

(Housing, Community and Economic Development Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to <http://cityclerk.lacity.org/lacityclerkconnect/index.cfm> for background documents.)

ITEM NO. (20)

09-1990

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the Mayor's reappointment of Ms. Noelle Guzman to the South Valley Area Planning Commission.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Ms. Noelle Guzman to the South Valley Area Planning Commission for the new term ending June 30, 2016, is APPROVED and CONFIRMED. Ms. Guzman is a resident of Council District Three. (Current Commission gender composition: M=3; F=2)

Ethics Commission Review: Complete.

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 4, 2011

(LAST DAY FOR COUNCIL ACTION - AUGUST 19, 2011)

ITEM NO. (21)

[11-1235](#)

PUBLIC SAFETY COMMITTEE REPORT relative to the reappointment of Ms. Kathleen A. Riordan to the Board of Animal Services Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Ms. Kathleen A. Riordan to the Board of Animal Services for the new term ending June 30, 2016, is APPROVED and CONFIRMED. Ms. Riordan resides in Council District 12. (Current Commission gender composition: M=2; F=3)

Ethics Commission Review: Pending.

Community Impact Statement: None submitted.

TIME LIMIT FILE - AUGUST 29, 2011

(LAST DAY FOR COUNCIL ACTION - AUGUST 19, 2011)

ITEM NO. (22)

[11-0827](#)

CDs 9 & 14

PUBLIC ANNOUNCEMENT OF BALLOT TABULATION and ORDINANCE FIRST CONSIDERATION relative to establishment of the Arts District Property and Business Improvement District (PBID), pursuant to Section 53753 of the California Government Code, Section 36600 et seq. of the California Streets and Highways Code and Article XIII D of the California Constitution.

Recommendations for Council action, if the tabulation of ballots indicates majority support, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. PRESENT and ADOPT the accompanying ORDINANCE establishing the Arts District PBID and confirming the assessments to be levied upon properties within the BID, as described in the Management District Plan.
2. AUTHORIZE the City Clerk, subject to the approval of the City Attorney, to prepare, execute and administer an operating agreement between the City and the Central City East Association, for administration of the District.

Fiscal Impact Statement: The City Clerk reports that direct costs associated with Department administrative expenses will be charged to the District and will be recovered from assessments collected.

There are currently 20 City-owned, real properties included in the list of properties to be assessed within the boundaries of the District, as disclosed in the Management District Plan and as required under existing state BID legislation. Eight of these properties are controlled by General Fund Departments and 12 properties are controlled by the Los Angeles Department of Water and Power. Funding is available in the Business Improvement District Trust Fund 659 to pay the General Fund share of assessments for the first operating year.

(Pursuant to Council action on Tuesday, August 16, 2011 and adoption of Ordinance No. 181733 on June 3, 2011.)

ITEM NO. (23)

[11-0982](#)

CD 11

PUBLIC ANNOUNCEMENT OF BALLOT TABULATION and ORDINANCE FIRST CONSIDERATION relative to establishment of the Westchester Town Center Property and Business Improvement District (PBID), pursuant to Section 53753 of the California Government Code, Section 36600 et seq. of the California Streets and Highways Code and Article XIII D of the California Constitution.

Recommendations for Council action, if the tabulation of ballots indicates majority support, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. PRESENT and ADOPT the accompanying ORDINANCE establishing the Westchester Town Center PBID and confirming the assessments to be levied upon properties within the BID, as described in the Management District Plan.
2. AUTHORIZE the City Clerk, subject to the approval of the City Attorney, to prepare, execute and administer an operating agreement between the City and the Westchester Business Improvement Association, for administration of the District.

Fiscal Impact Statement: The City Clerk reports that direct costs associated with Department administrative expenses will be charged to the District and will be recovered from assessments collected.

There are currently four City-owned, real properties included in the list of properties to be assessed within the boundaries of the District, as disclosed in the Management District Plan and as required under existing state PBID legislation. All of these properties are controlled by the Los Angeles World Airport Department (LAWA).

There is no fiscal impact to the General Fund. Assessments levied on the LAWA properties within the District will not be paid from the General Fund.

(Pursuant to Council action on Tuesday, August 16, 2011 and adoption of Ordinance No. 181750 on June 21, 2011.)

ITEM NO. (24)

[11-1284](#)

BUDGET AND FINANCE COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to amending the Los Angeles Administrative Code (LAAC) to provide authority for settlement by the City Attorney of certain Workers' Compensation cases.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. PRESENT and ADOPT the accompanying ORDINANCE amending Section 5.177 of the LAAC by adding a new Subsection (c) to provide authority for settlement by the City Attorney of certain Workers' Compensation cases.
2. REQUEST the City Attorney to report back with options relative to future legislation which could address the Committee's concerns regarding certain types of non-discretionary settlements of Workers' Compensation cases.
3. REQUEST the City Attorney to report quarterly with a listing of the cases settled pursuant to this new authority including a brief summary of the case and the settlement.
4. INSTRUCT the Chief Legislative Analyst (CLA) to review the Ordinance and its rationale as it relates to Council authority.

Fiscal Impact Statement: None submitted by the City Attorney. Neither the City Administrative Officer nor the CLA has completed a financial analysis of this report.

Community Impact Statement: None submitted.

ITEM NO. (25)

[11-1186](#)

CD 6

NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change at 12411 Sheldon Street.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act (CEQA); that the Negative Declaration reflects the independent judgment of the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council File No. 11-1186 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Negative Declaration [ENV 2011-0179-ND] filed on March 25, 2011.
2. ADOPT the FINDINGS of the North Valley Area Planning Commission (NVAPC) as the Findings of the Council.

3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the NVAPC, effecting a Zone Change from RA-1 to (T)(Q)C1.5-1 for the proposed development of an 18,120 square foot lot resulting in a single story, 9,500 square foot commercial structure with a surface parking lot containing 21 parking spaces located on the corner of Rincon and Sheldon Streets for property at 12411 Sheldon Street.

Applicant: 10118 SF Ventures, LLC
Representative: Pardo Land Use Consulting, Inc.

APCNV 2011-0178-ZC

4. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Council file.
5. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
6. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.
7. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

Fiscal Impact Statement: The NVAPC reports that there is no General Fund impact, as administrative costs are recovered through fees.

Community Impact Statement: None submitted.

TIME LIMIT FILE - OCTOBER 9, 2011

(LAST DAY FOR COUNCIL ACTION - OCTOBER 7, 2011)

ITEM NO. (26)

[11-1251](#)

CD 5

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change at 14845-855 West Ventura Boulevard and 4500-60 Kester Avenue.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act (CEQA); that the Mitigated Negative Declaration reflects the independent judgment of the lead agency in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council File No. 11-1251 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2010-1546-MND] filed on November 19, 2010.

2. ADOPT the FINDINGS of the City Planning Commission (CAPC) as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the CPC, effecting a zone change from C2-1L, QC2-1L and QP-1L to (T)(Q)C2-1L over the entire site for the demolition of an existing Pavilions grocery store and bank, in order to construct a new, approximately 58,265 square-foot Pavilions supermarket, a 2,990 square-foot retail use, and a remote ATM drive-thru, on an approximately three acre site, providing 247 parking spaces for property at 14845-855 West Ventura Boulevard and 4500-60 Kester Avenue, subject to modified Conditions of Approval.

Applicant: Sam Shink, Vons/Pavilion CPC 2010-1545-ZC-CUB-CU-SPE-SPP-SPPA
Representative: Fred Gaines, Gaines & Stacey

4. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Council file.
5. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
6. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.
7. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

Fiscal Impact Statement: The CPC reports that there is no General Fund impact, as administrative costs are recovered through fees.

Community Impact Statement: None submitted.

TIME LIMIT FILE - OCTOBER 17, 2011

(LAST DAY FOR COUNCIL ACTION - OCTOBER 14, 2011)

ITEM NO. (27)

[11-1298](#)

CD 13

ORDINANCE OF INTENTION SECOND CONSIDERATION setting the date of **OCTOBER 12, 2011** as the hearing date for the maintenance of the Hollywood Boulevard and Argyle Avenue (North) Lighting District, in accordance with Proposition 218, Articles XIIIC and XIID of the California Constitution and Government Code Section 53753.

(Communication from the Bureau of Street Lighting adopted on August 10, 2011)

ITEM NO. (28) - Motion Required

11-1380

COMMUNICATIONS FROM THE CITY ATTORNEY AND CITY ADMINISTRATIVE OFFICER relative to a request for funding for outside counsel for Marvin Brent v. City of Los Angeles, et al.

(Budget and Finance Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to <http://cityclerk.lacity.org/lacityclerkconnect/index.cfm> for background documents.)

[Council may recess to Closed Session pursuant to Government Code Section 54956.9(a) to confer with its legal counsel on the above matter.]

ITEM NO. (29)

11-1328

11-1329

BUDGET AND FINANCE COMMITTEE REPORT relative to authority for the appropriation of funds and a contract term extension for outside counsel contracts.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. AUTHORIZE the City Attorney to enter into a new contract with the law firm of Albright Yee & Schmit relative to the Brenda Lee case.
2. TRANSFER \$400,000 from the Unappropriated Balance, City Attorney Outside Counsel, Including Workers' Compensation line item, to the City Attorney, Fund 100, Department 12, Account 009301 for the Brenda Lee contract.
3. AUTHORIZE the City Attorney to enter into a new contract with the law firm of Albright Yee & Schmit relative to the Sean Harrigan case.
4. TRANSFER \$50,000 from the Unappropriated Balance, City Attorney Outside Counsel, Including Workers' Compensation line item, to the City Attorney, Fund 100, Department 12, Account 009301 for the Sean Harrigan contract.
5. AUTHORIZE the City Attorney to ratify and reinstate Contract No. C-114767 with Cotchett Pitre & McCarthy and Renne Sloan Holtzman Sakai, LLP and to extend the contract term to July 21, 2014, all other terms to remain the same.
6. AUTHORIZE the Office of the City Attorney to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer (CAO) and authorize the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that there is no negative impact to the General Fund. The requested amount of \$450,000 will be provided from available funds in the Unappropriated Balance, Outside Counsel Including Workers' Compensation line item. Of this amount, approximately \$50,000 will be used for Los Angeles Fire and Police Pensions litigation, as such reimbursement will be requested at a later date from the appropriate funding sources. These recommendations are in compliance with the City's Financial Policies as budgeted funds are being used to fund these expenditures.

Community Impact Statement: None submitted.

[Council may recess to Closed Session, pursuant to Government Code Section 54956.9(a) and/or (b) to confer with its legal counsel relative to the above matter.]

ITEM NO. (30)

[11-1223](#)

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to instructing the Planning Department and the Los Angeles Department of Transportation (LADOT) and the Southern California Association of Governments (SCAG) to report on the impact that the proposed 2012 Regional Transportation Plan/Sustainable Communities Strategy alternatives (RTP/SCS) will have on the City of Los Angeles.

Recommendation for Council action, as initiated by Motion (Parks - Rosendahl - Englander):

INSTRUCT the Planning Department and LADOT to provide a written joint report within 30 days evaluating impacts to land use and transportation that the proposed 2012 RTP/SCS alternatives will have on the City of Los Angeles.

Fiscal Impact Statement: Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

(Transportation Committee waived consideration of the above matter)

ITEM NO. (31)

[02-1981](#)

CD 13

CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to vacating Ridgewood Place easterly of Van Ness Avenue and Fountain Avenue to its northerly terminus (Re-application; VAC E1400811).

Recommendations for Council action:

1. FIND that the vacation of Van Ness Avenue and Fountain Avenue to its northerly terminus, is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(3) of the City's Environmental Guidelines.

2. ADOPT the FINDINGS of the City Engineer dated March 22, 2011, as the Findings of Council.
3. FIND that the street vacation proceedings pursuant to the Public Streets, Highways and Service Easements Vacation Law be instituted for the vacation of the public right-of-way indicated below and shown colored blue on Exhibit B of the March 22, 2011 City Engineer report and attached to the Council file:

Ridgewood Place easterly of Van Ness Avenue from Fountain Avenue to its northerly terminus.

4. ADOPT the accompanying City Engineer report dated March 22, 2011 to approve the vacation.
5. INSTRUCT the City Clerk to set a public hearing date for **SEPTEMBER 28, 2011**.

Fiscal Impact Statement: The City Engineer reports that to date, an estimated \$27,397.84 in charges has been expended in the investigation and processing of this proceeding. Since Section 7.46 of the Los Angeles Administrative Code exempts all governmental agencies from payment of fees, the processing of this report will be absorbed by the Bureau of Engineering.

Community Impact Statement: None submitted.

ITEM NO. (32)

[10-1871](#)
CD 11

CATEGORICAL EXEMPTION, and PUBLIC WORKS COMMITTEE REPORT relative to the private driveway name establishment request for Howard Drollinger Way to be located at Sepulveda Boulevard northerly of Westchester Parkway.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. FIND that the private driveway name establishment request for Howard Drollinger Way located at Sepulveda Boulevard northerly of Westchester Parkway is exempt from the California Environmental Quality Act (CEQA) of 1970, pursuant to the categorical exemptions in the City of Los Angeles Environmental Guidelines under Article III, Class 5(3).
2. ESTABLISH the private driveway located at Sepulveda Boulevard northerly of Westchester Parkway, as shown on Exhibit A of the December 2, 2010 City Engineer report and attached to the Council file.
3. ADOPT the FINDINGS of the City Engineer dated December 2, 2010, as the Findings of the Council.
4. ADOPT the accompanying City Engineer report dated December 2, 2010 to approve the name establishment of the private driveway on Sepulveda Boulevard northerly of Westchester Parkway.

5. INSTRUCT the City Clerk to transmit the following:

- a. A copy of the City Council's action on this matter to the Board of Supervisor of the County of Los Angeles pursuant to Section 34092 of the Government Code.
- b. A copy of the City Council's action on this matter to the Department of Transportation, City-wide Investigation Section, 100 S. Main Street, 10th Floor, Caltrans Building, Los Angeles, CA 9002.

Fiscal Impact Statement: The City Engineer reports that a fee of \$4,408.40 was paid for processing this request pursuant to Section 18.09 of the Municipal Code.

ITEM NO. (33)

[11-0830](#)

CD 4

CATEGORICAL EXEMPTION, PUBLIC WORKS COMMITTEE REPORT and RESOLUTION relative to the extension of closure of La Punta Drive westerly of Quebec Drive.

Recommendations for Council action:

1. FIND that the extension of closure of La Punta Drive westerly of Quebec Drive is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5 of the City of Los Angeles Environmental Guidelines.
2. AUTHORIZE the extension of closure of La Punta Drive westerly of Quebec Drive, as depicted in the map accompanying the May 18, 2011 City Engineer report and attached to the Council file, for a period of 18 months upon Council approval, subject to the conditions contained within said City Engineer report and pursuant to State Vehicle Code Section 21101.4.
3. ADOPT the accompanying RESOLUTION for the extension of closure of La Punta Drive westerly of Quebec Drive.
4. ADOPT the FINDINGS of the City Engineer dated May 18, 2011 as the Findings of the Council.
5. ADOPT the accompanying City Engineer report dated May 18, 2011 to approve the extension of closure of La Punta Drive westerly of Quebec Drive for 18 months.

Fiscal Impact Statement: The City Engineer reports that the Bureau of Engineering (BOE) is absorbing the cost of processing this request in the approximate amount of \$1,050. Maintenance of the public easement by City Forces will be eliminated.

ITEM NO. (34)

[09-1761](#)

CD 5

GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 158.

Recommendations for Council action:

1. FIND that the renewal of Temporary PPD No. 158, pursuant to Los Angeles Municipal Code (LAMC) Section 80.58.d, is exempt from the California Environmental Quality Act (CEQA) under the General Exemption (Article II, Section 1 of the 2002 Los Angeles City CEQA Guidelines).
2. FIND that the parking problem that led to the establishment and subsequent renewal and re-establishment of Temporary PPD No. 158 in Council District 5 still exists, and that no permanent solution has been found.
3. ADOPT the accompanying RESOLUTION renewing the boundaries of Temporary PPD No. 158, on Selby Avenue near the Notre Dame Academy High School, for 12 months until August 4, 2012, pursuant to LAMC Section 80.58.d.

Fiscal Impact Statement: The LADOT reports that revenue from the sale of permits will cover the additional cost of maintaining, administering, and enforcing temporary PPD No. 158. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the district's parking restrictions.

Community Impact Statement: None submitted.

ITEM NO. (35)

[10-1015](#)
CD 13

GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 118.

Recommendations for Council action:

1. FIND that the renewal of Temporary PPD No. 118, pursuant to Los Angeles Municipal Code (LAMC) Section 80.58.d, is exempt from the California Environmental Quality Act (CEQA) under the General Exemption (Article II, Section 1 of the 2002 Los Angeles City CEQA Guidelines).
2. FIND that the parking problem that led to the establishment and subsequent renewal and re-establishment of Temporary PPD No. 118 in Council District 13 still exists, and that no permanent solution has been found.
3. ADOPT the accompanying RESOLUTION renewing the boundaries of Temporary PPD No. 118, by Sargent Place and Sargent Court, for 12 months until July 25, 2012, pursuant to LAMC Section 80.58.d.

Fiscal Impact Statement: The LADOT reports that revenue from the sale of permits will cover the additional cost of maintaining, administering, and enforcing temporary PPD No. 118. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the district's parking restrictions.

Community Impact Statement: None submitted.

ITEM NO. (36)

[10-1108](#)

CD 5

GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 165.

Recommendations for Council action:

1. FIND that the renewal of Temporary PPD No. 165, pursuant to Los Angeles Municipal Code (LAMC) Section 80.58.d, is exempt from the California Environmental Quality Act (CEQA) under the General Exemption (Article II, Section 1 of the 2002 Los Angeles City CEQA Guidelines).
2. FIND that the parking problem that led to the establishment and subsequent renewal and re-establishment of Temporary PPD No. 165 in Council District 5 still exists, and that no permanent solution has been found.
3. ADOPT the accompanying RESOLUTION renewing the boundaries of Temporary PPD No. 165, consisting of the residential portions of Tarzana Street between Andasol Avenue and the dead-end west of Andasol Avenue, Andasol Avenue between Palora and Tarzana Streets, and the west side of Andasol Avenue between Tarzana Street and the alley south of Ventura Boulevard, for 12 months until July 21, 2012, pursuant to LAMC Section 80.58.d.

Fiscal Impact Statement: The LADOT reports that revenue from the sale of permits will cover the additional cost of maintaining, administering, and enforcing temporary PPD No. 165. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the district's parking restrictions.

Community Impact Statement: None submitted.

ITEM NO. (37)

[10-1227](#)

CD 9

GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 32.

Recommendations for Council action:

1. FIND that the renewal of Temporary PPD No. 32, pursuant to Los Angeles Municipal Code (LAMC) Section 80.58.d, is exempt from the California Environmental Quality Act (CEQA) under the General Exemption (Article II, Section 1 of the 2002 Los Angeles City CEQA Guidelines).
2. FIND that the parking problem that led to the establishment and subsequent renewal and re-establishment of Temporary PPD No. 32 in Council District 9 still exists, and that no permanent solution has been found.

3. ADOPT the accompanying RESOLUTION renewing the boundaries of Temporary PPD No. 32, consisting of Francisco Street between James M. Wood Street and Olympic Boulevard, Georgia Street between James M. Wood Street and Olympic Boulevard, and James M. Wood Street between Francisco Street and Georgia Street, for 12 months until August 3, 2012, pursuant to LAMC Section 80.58.d.

Fiscal Impact Statement: The LADOT reports that revenue from the sale of permits will cover the additional cost of maintaining, administering, and enforcing temporary PPD No. 32. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the district's parking restrictions.

Community Impact Statement: None submitted.

ITEM NO. (38)

[10-2385-S4](#)

TRANSPORTATION COMMITTEE REPORT relative to a transfer funds for the installation of eight newly designed bike lanes.

Recommendations for Council action, as initiated by Motion (Reyes - Rosendahl), SUBJECT TO THE APPROVAL OF THE MAYOR:

1. AUTHORIZE the Los Angeles Department of Transportation (LADOT) to transfer a total of \$475,000 for the installation of eight newly designed bike lanes and twenty sharrows pavement marking projects at the locations identified in the summary of the Transportation Committee report to Council (Council file No. 10-2395-S4), as follows:
 - a. \$350,000 from Department 8501/Fund No. 51Q/Account No. G307 Bike Lanes to Transportation Fund 100-94, Account No. 1090 (Salaries-Overtime).
 - b. \$125,000 from Department 8501/Fund No. 51Q/Account No. G310 Sharrows Pavement Markings to Transportation Fund 100-94, Account No. 1090 (Salaries-Overtime).
2. AUTHORIZE the City Administrative Officer (CAO) to make any necessary technical corrections or clarifications consistent with this action.

Fiscal Impact Statement: Neither the CAO nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

ITEM NO. (39)

[11-1376](#)

TRANSPORTATION COMMITTEE REPORT relative to extending the term of the On-street Carshare pilot program.

Recommendations for Council action:

1. FIND that the On-street Carshare Pilot Program undertaken by the City of Los Angeles which commenced September 14, 2009, and which was expanded into the Hollywood area of Council District 13 in December 2010, has been sufficiently successful to warrant extending the pilot for an additional year to enable the City to prepare, release, and evaluate responses to a Request for Proposals (RFP).
2. FIND that the extension of the pilot program to on-street locations in Council District 13 shows strong enough utilization and success to suggest that citywide expansion of carsharing program could be viable.
3. FIND the City Attorney has opined that the City, through a Council finding that public necessity and convenience requires the extension, may extend the original pilot for an additional year until September 14, 2012, and on a month-to-month basis thereafter, if necessary, in order to provide adequate time for the Los Angeles Department of Transportation (LADOT) staff to prepare, give notice of, release, and evaluate an RFP for a comprehensive Citywide carsharing program.
4. DIRECT the LADOT to work with the City's current Carshare partner to use the total spaces allotted under the existing pilot program.
5. DIRECT the LADOT to report to Council for approval of the aforementioned RFP prior to its release.

Fiscal Impact Statement: The LADOT reports that costs associated with the staffing, design, and implementation of dedicated Carshare parking spaces has been born by the General Fund. Unless grant funding can be located to cover the administration, lost meter revenue and other fees, the City should include a mechanism in the RFP to recover costs for lost revenue, administration and enforcement.

LADOT goes on to report that from July 1, 2010, until July 31, 2011, Parking Enforcement personnel issued 1132 citations and impounded 482 vehicles from the Carshare spaces currently in service. The City expects additional General Fund revenue from the issuance of parking citations to violators of these parking restrictions. While the Department has made every effort to ensure minimal impact on meter revenue, there has been a loss of six metered spaces in the Hollywood area, which DOT estimates will cost the City approximately \$20,000 in annual revenue.

Community Impact Statement: None submitted.

ITEM NO. (40)

[11-1188](#)

TRANSPORTATION COMMITTEE REPORT relative to proposed contracts with MV Transportation, Inc., and Coach America for operation of Commuter Express, DASH, and Cityride transit services, and related actions.

Recommendation for Council action:

AUTHORIZE the General Manager, Los Angeles Department of Transportation (LADOT), to take the following actions, subject to the approval of the City Attorney as to form and legality:

- a. Execute a contract with MV Transportation, Inc. for the operation of City transit services in the combined Central and South Regions for a term of five years with compensation not to exceed \$118,291,512.
- b. Execute a contract with Coach America for the operation of City transit services in the North Region for a term of five years with compensation not to exceed \$64,504,684.
- c. Amend the existing contract with Veolia Transportation for the operation of Community DASH Package 3 transit services by adjusting the termination date of the contract up to nine months earlier than the existing termination date (date of termination will be January 31, 2012, instead of October 31, 2012) in order to allow the transfer of services to a lower cost service provider, and to compensate Veolia Transportation an amount not to exceed \$29,500 per month (\$265,500 for the nine month period) for contract close-out costs including facility lease and capital depreciation costs.
- d. Amend the existing contract with First Transit for the operation of Commuter Express (Region 1) by adjusting the termination date of the contract up to three months earlier than the existing termination date (date of termination will be October 31, 2011, instead of January 1, 2012), in order to allow the transfer of service to a lower cost service provider.

Fiscal Impact Statement: The City Administrative Officer reports that this action will not impact the General Fund. Funding for operation of the City's transit services is provided through the Proposition A Local Transit Assistance Fund. Funding for services included in the two proposed contracts in 2011-12 is available in the 2011-12 Adopted Budget. Funding for future years of the proposed contracts will be available subject to the approval of future fiscal year budgets.

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 41-76

(10 Votes Required for Consideration)

ITEM NO. (41)

[11-1228](#)

CONTINUED CONSIDERATION OF COMMUNICATION FROM CHAIR, RULES AND ELECTIONS COMMITTEE relative to the appointment of Mr. Nathan J. Hochman to the City Ethics Commission.

Recommendation for Council action:

RESOLVE that the City Attorney's appointment of Mr. Nathan J. Hochman to the City Ethics Commission is APPROVED and CONFIRMED. Mr. Hochman resides in Council District Five. (Current commission gender composition: M = 1; F = 4)

Ethics Commission Review: Pending.

Background Check Review: Pending.

Community Impact Statement: None submitted.

TIME LIMIT FILE - AUGUST 27, 2011

(LAST DAY FOR COUNCIL ACTION - AUGUST 19, 2011)

(Continued from Council meeting of August 3, 2011)

ITEM NO. (42)

[11-1107](#)

COMMUNICATION FROM CHAIR, TRADE, COMMERCE AND TOURISM COMMITTEE relative to the reappointment of Mr. Donald H. Smith to the Los Angeles Convention and Exhibition Center Authority.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. Donald H. Smith to the Los Angeles Convention and Exhibition Center Authority for the new term ending January 16, 2015 is APPROVED and CONFIRMED. Mr. Smith resides in Council District 11. (Current Commission gender composition: M=6; F=4)

Ethics Commission Review: Complete.

Community Impact Statement: None submitted.

ITEM NO. (43)

[11-1109](#)

COMMUNICATION FROM CHAIR, TRADE, COMMERCE AND TOURISM COMMITTEE relative to the reappointment of Mr. Kanchan Mattoo to the Los Angeles Convention and Exhibition Center Authority.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. Kanchan Mattoo to the Los Angeles Convention and Exhibition Center Authority for the new term ending January 16, 2015 is APPROVED and CONFIRMED. Mr. Mattoo resides in Council District 2. (Current Commission gender composition: M=6; F=4)

Ethics Commission Review: Complete.

Community Impact Statement: None submitted.

ITEM NO. (44)

[11-1110](#)

COMMUNICATION FROM CHAIR, TRADE, COMMERCE AND TOURISM COMMITTEE relative to the reappointment of Ms. Vivienne H. Lee to the Los Angeles Convention and Exhibition Center Authority.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Ms. Vivienne H. Lee to the Los Angeles Convention and Exhibition Center Authority for the new term ending January 16, 2015 is APPROVED and CONFIRMED. Ms. Lee resides in Council District Nine. (Current Commission gender composition: M=6; F=4)

Ethics Commission Review: Complete.

Community Impact Statement: None submitted.

ITEM NO. (45)

[09-0498](#)

COMMUNICATION FROM THE MAYOR relative to the reappointment of Dr. Marsha Hirano-Nakanishi to the Board of Library Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Dr. Marsha Hirano-Nakanishi to the Board of Library Commissioners for the new term ending June 30, 2016 is APPROVED and CONFIRMED. Dr. Hirano-Nakanishi resides in Council District 14. (Current Commission gender composition: M=1; F=4; Vacant=0)

Ethics Commission Review: Complete.

Community Impact Statement: None submitted.

TIME LIMIT FILE - AUGUST 28, 2011

(LAST DAY FOR COUNCIL ACTION - AUGUST 19, 2011)

(Arts, Parks, Health and Aging Committee waived consideration of the above matter)

ITEM NO. (46)

[11-1236](#)

COMMUNICATION FROM THE MAYOR relative to the reappointment of Mr. Bernardo Silva to the Board of Zoo Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. Bernardo Silva to the Board of Zoo Commissioners for the new term ending June 30, 2016 is APPROVED and CONFIRMED. Mr. Silva resides in Council District Four. (Current Commission gender composition: M=2; F=4; Vacant=0)

Ethics Commission Review: Not required.

Community Impact Statement: None submitted.

TIME LIMIT FILE - AUGUST 28, 2011

(LAST DAY FOR COUNCIL ACTION - AUGUST 19, 2011)

(Arts, Parks, Health and Aging Committee waived consideration of the above matter)

ITEM NO. (47)

[11-1237](#)

COMMUNICATION FROM THE MAYOR relative to the reappointment of Ms. Josephine Ramirez to the Cultural Affairs Commission.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Ms. Josephine Ramirez to the Cultural Affairs Commission for the new term ending June 30, 2016 is APPROVED and CONFIRMED. Ms. Ramirez resides in Council District Eight. (Current Commission gender composition: M=3; F=4; Vacant=0)

Ethics Commission Review: Complete.

Community Impact Statement: None submitted.

TIME LIMIT FILE - AUGUST 28, 2011

(LAST DAY FOR COUNCIL ACTION - AUGUST 19, 2011)

(Arts, Parks, Health and Aging Committee waived consideration of the above matter)

ITEM NO. (48)

[09-2976](#)

COMMUNICATION FROM THE MAYOR relative to the reappointment of Mr. Jerry Bardwell to the Los Angeles City Employees' Retirement System (LACERS) Board.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. Jerry Bardwell to the LACERS Board for the new term ending June 30, 2016 is APPROVED and CONFIRMED. Mr. Bardwell's current term expired on June 30, 2011. Mr. Bardwell resides in Council District Six. (Current Board gender composition: M=5; F=2).

Ethics Commission Review: Pending.

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 4, 2011

(LAST DAY FOR COUNCIL ACTION - AUGUST 19, 2011)

(Budget and Finance Committee waived consideration of the above matter)

ITEM NO. (49)

[11-1377](#)

COMMUNICATION FROM THE MAYOR relative to the reappointment of Mr. Andrew Friedman to the Board of Fire Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. Andrew Friedman to the Board of Fire Commissioners for the new term ending June 30, 2016, is APPROVED and CONFIRMED. Mr. Friedman resides in Council District Four. (Current commission gender composition: M = 2; F = 3)

Ethics Commission Review: Pending.

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 19, 2011

(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 16, 2011)

(Public Safety Committee waived consideration of the above matter)

ITEM NO. (50)

[10-0469](#)

CD 11

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Westgate Avenue and Dorothy Street (Reballot) Lighting District.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. ADOPT the report of the Director, Bureau of Street Lighting, dated August 8, 2011.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **OCTOBER 19, 2011** as the hearing date for the maintenance of the Westgate Avenue and Dorothy Street (Reballot) Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$342.00 will be collected annually starting with tax year 2011-12 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: October 12, 2011)

ITEM NO. (51)

[11-1351](#)

CD 2

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Riverside Drive and Van Nuys Boulevard Lighting District.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. ADOPT the report of the Director, Bureau of Street Lighting, dated August 2, 2011.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **OCTOBER 19, 2011** as the hearing date for the maintenance of the Riverside Drive and Van Nuys Boulevard Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$1,037.64 will be collected annually starting with tax year 2011-12 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: October 12, 2011)

ITEM NO. (52)

[11-1352](#)

CD 12

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Roscoe Boulevard and Lindley Avenue No. 1 Lighting District.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. ADOPT the report of the Director, Bureau of Street Lighting, dated August 2, 2011.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **OCTOBER 19, 2011** as the hearing date for the maintenance of the Roscoe Boulevard and Lindley Avenue No. 1 Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$18,368.58 will be collected annually starting with tax year 2011-12 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: October 12, 2011)

ITEM NO. (53)

[11-1381](#)

CD 9

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Central Avenue and 46th Street Lighting District.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. ADOPT the report of the Director, Bureau of Street Lighting, dated August 8, 2011.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **OCTOBER 19, 2011** as the hearing date for the maintenance of the Central Avenue and 46th Street Lighting District, in accordance with Proposition 218, Articles XIIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$2,259.71 will be collected annually starting with tax year 2011-12 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: October 12, 2011)

ITEM NO. (54) - **SEE ITEM NO. (62)**

[09-1670-S2](#)

CD 15

COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to amending Port of Los Angeles Tariff No. 4, Section Five, Items 520 and 550-003, "Transferred Merchandise Wharfage."

Recommendation for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

PRESENT and ADOPT the accompanying ORDINANCE approving Order No. 11-7082 of the Board of Harbor Commissioners amending Port of Los Angeles Tariff No. 4.

Community Impact Statement: None submitted.

(Trade, Commerce and Tourism Committee waived consideration of the above matter)

ITEM NO. (55)

11-1353

COMMUNICATIONS FROM THE INFORMATION TECHNOLOGY AGENCY (ITA) AND CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to the granting of a limited franchise to the Performing Arts Center of Los Angeles County (PACLAC) to install and maintain a private line telecommunications facility.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. APPROVE the application from the PACLAC for a private line telecommunications franchise.
2. PRESENT and ADOPT the accompanying ORDINANCE granting a franchise to the PACLAC to install and maintain a private line telecommunications facility in the public rights-of-way between 245 North Grand Avenue and 601 West Temple Street in the City of Los Angeles.

Fiscal Impact Statement: The ITA reports that the fiscal impact is not significant. Approval of the renewal of this private line telecommunications franchise will generate \$2,500 in application fees and \$850 in annual franchise fees over the next 10 years for a total of \$8,500 in franchise fees during the ten-year term of the franchise.

Community Impact Statement: None submitted.

(Information Technology and Government Affairs Committee waived consideration of the above matter)

ITEM NO. (56) - Motion Required

11-1100-S8

CONTINUED CONSIDERATION OF COMMUNICATION FROM CHAIR, RULES AND ELECTIONS COMMITTEE and ORDINANCES FIRST CONSIDERATION relative to amending the Los Angeles Municipal Code (LAMC) to clarify contract bidder contribution and fundraising restrictions and related matters and amending the Los Angeles Administrative Code (LAAC) to revise the Matching Funds Trust Fund.

SUBMITS WITHOUT RECOMMENDATION the following ORDINANCES:

A. OPTION A

PRESENT and ADOPT the accompanying ORDINANCE amending the City's Campaign Finance Ordinance, found in LAMC Section 49.7.1, et seq., to implement Charter Sections 470(c)(12) and 609(e) regarding restricting contributions and fundraising from contract bidders and proposers and related requirements and to make other technical changes to implement Measure H approved by the voters in March 2011.

OR

B. OPTION B (Alternate definition of Prohibited Fundraising)

PRESENT and ADOPT the accompanying ORDINANCE amending the City's Campaign Finance Ordinance, LAMC Section 49.7.1 et seq. to implement Charter Sections 470(c)(12) and 609(e) regarding restricting contributions and fundraising from contract bidders and proposers and related requirements and to make other technical changes to implement Measure H approved by the voters in March 2011.

Fiscal Impact Statement: None submitted by the City Attorney. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

(Continued from Council meeting of August 10, 2011)

ITEM NO. (57)

[10-1193](#)
CD 6

FUTURE PUBLIC HEARING DATE of **SEPTEMBER 7, 2011** for hearing appeals against the annual confirmation of assessments for the maintenance of the sidewalks for Van Nuys and Victory Boulevards (and other streets) Sidewalk Maintenance District - W.O. EXX71822.

ITEM NO. (58)

[10-1192](#)
CD 5

FUTURE PUBLIC HEARING DATE of **SEPTEMBER 7, 2011** for hearing appeals against the annual confirmation of assessments for the maintenance of the sidewalks for Westwood Village Sidewalk Maintenance District - W.O. EXX71375.

ITEM NO. (59)

[11-1076](#)
CD 5

FUTURE PUBLIC HEARING DATE of **SEPTEMBER 7, 2011** for hearing appeals against the annual confirmation of assessments for the maintenance of the sidewalks for Ventura Boulevard (Kester Avenue to Beverly Glen Boulevard) Sidewalk Maintenance District - W.O. E6000067.

ITEM NO. (60)

[11-1077](#)
CD 4

FUTURE PUBLIC HEARING DATE of **SEPTEMBER 7, 2011** for hearing appeals against the annual confirmation of assessments for the maintenance of the sidewalks for Wilshire Miracle Mile Sidewalk Maintenance District - W.O. E6000022.

ITEM NO. (61)

[11-0005-S480](#)

et al. RESOLUTIONS relative to removing various properties from the Rent Escrow Account Program.

Recommendation for Council action:

ADOPT the accompanying RESOLUTIONS removing the following properties from the Rent Escrow Account Program (REAP), inasmuch as the owner(s) have corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department (LAHD), Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the LAHD's report of August 10, 2011:

[11-0005-S480](#)

CD 1

- a. Property at 146 West Avenue 29 (Case No. 317144).
Assessor I.D. No. 5205-018-010

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 26, 2011)

[11-0005-S481](#)

CD 8

- b. Property at 1048 West 65th Place (Case No. 295761).
Assessor I.D. No. 6014-012-019

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 7, 2010)

[11-0005-S482](#)

CD 8

- c. Property at 1379 West 37th Place (Case No. 331080).
Assessor I.D. No. 5040-010-028

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 9, 2011)

[11-0005-S483](#)

CD 8

- d. Property at 417 West 108th Street (Case No. 259591).
Assessor I.D. No. 6061-033-014

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 4, 2010)

[11-0005-S484](#)

CD 9

- e. Property at 118 West 58th Street (Case No. 324684).
Assessor I.D. No. 5101-023-011

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 26, 2011)

[11-0005-S485](#)

CD 9

- f. Property at 3832 South Crawford Street (Case No. 262132).
Assessor I.D. No. 5121-018-017

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 13, 2010)

[11-0005-S50](#)

CD 9

- g. Property at 6701 South Broadway (Case No. 208964).
Assessor I.D. No. 6012-006-046

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 31, 2008)

[11-0005-S486](#)

CD 10

- h. Property at 2822 South Victoria Avenue (Case No. 192974).
Assessor I.D. No. 5050-017-006

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 18, 2008)

[11-0005-S487](#)

CD 10

- i. Property at 2822 South Victoria Avenue (Case No. 316749).
Assessor I.D. No. 5050-017-006

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 6, 2011)

[11-0005-S488](#)

CD 13

- j. Property at 250 South Reno Street (Case No. 303488).
Assessor I.D. No. 5155-005-020

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 10, 2010)

ITEM NO. (62) - **SEE ITEM NO. (54)**

[09-1670-S2](#)

CD 15

ADMINISTRATIVE EXEMPTION and COMMUNICATION FROM CHAIR, TRADE, COMMERCE, AND TOURISM COMMITTEE relative to amending Port of Los Angeles Tariff No. 4, Section Five, Items 520 and 550-003, "Transferred Merchandise Wharfage."

Recommendations for Council action:

1. FIND that this action, as described in the July 19, 2011 Board of Harbor Commissioners (Board) report and attached to the Council file, is exempt from the California Environmental Quality Act (CEQA) pursuant to Article II Section 2(f) of the Los Angeles City CEQA Guidelines.
2. APPROVE the amendment to Port of Los Angeles Tariff No. 4, Section Five, Items 520 and 550-003, "Transferred Merchandise Wharfage" as detailed in the July 19, 2011 Board report and attached to the Council file.
3. ADOPT Permanent Order No. 11-7082.

Fiscal Impact Statement: The City Administrative Officer (CAO) reports that Approval of the Harbor Department request to amend the Port of Los Angeles Tariff No.4, Section 5, Items No. 520 and 550-033, "Transferred Merchandise-Wharfage," will extend the waiver the container fee for one year, July 1, 2011 through June 30, 2012, with a wharfage revenue reduction of approximately \$572,400. During the previous fiscal year (July 1, 2010 to June 30, 2011), the financial liability was approximately \$377,690, and the total in wharfage revenue reduction for the two years will be approximately \$950,090. The proposed amendments will not impact the City General Fund. The City Financial Policies are not applicable.

Community Impact Statement: None submitted.

ITEM NO. (63)

[10-1604-S1](#)
CD 11

ADMINISTRATIVE EXEMPTION and COMMUNICATION FROM CHAIR, TRADE, COMMERCE, AND TOURISM COMMITTEE relative to proposed Third Amendment to Contract No. DA-4297 with Sohagi Law Group (Sohagi) for legal services related to land use, environmental law and related matters for the Los Angeles World Airports (LAWA).

Recommendations for Council action:

1. FIND that this action, as described in the August 8, 2011 Board of Airport Commissioners (Board) report and attached to the Council file, is exempt from the California Environmental Quality Act (CEQA) pursuant to Article II Section 2(f) of the Los Angeles City CEQA Guidelines.
2. APPROVE the Fourth Amendment to Contract No. DA-4297 with Sohagi to add an additional \$500,000 to the contract amount and to extend the contract term until August 3, 2014.
3. CONCUR with the Board's action of July 11, 2011 by Resolution No. 24515 authorizing the Executive Director to execute the Third Amendment to Contract No. DA-4297 with Sohagi.

Fiscal Impact Statement: The Board reports that approval of the proposed Third Amendment to Contract No. DA-4297 with Sohagi will have no impact on the General Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - OCTOBER 7, 2011

(LAST DAY FOR COUNCIL ACTION - OCTOBER 7, 2011)

ITEM NO. (64)

[11-1397](#)

COMMUNICATION FROM THE CITY ATTORNEY relative to conflict waiver for Nixon Peabody LLP in connection with the new hall of the Convention Center and the Event Center and Stadium Project.

Recommendation for Council action:

APPROVE conflict waiver for Nixon Peabody LLP relative to the New Hall of the Convention Center and the Event Center and Stadium Project, as detailed in the August 10, 2011 City Attorney report, attached to the Council file.

Fiscal Impact Statement: Neither the City Administrative Officer or the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

(Ad Hoc Committee on the Proposed Downtown Stadium and Event Center waived consideration of the above matter)

ITEM NO. (65)

[10-0102-S1](#)

CD 10

COMMUNICATION FROM THE BOARD OF RECREATION AND PARK COMMISSIONERS (BOARD) and RESOLUTION relative to the acceptance of grant funds from the California Department of Education for the Jim Gilliam Child Care Center.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. AUTHORIZE the General Manager, Department of Recreation and Parks (RAP), to accept and receive a grant in the amount of \$173,121 from the California State Preschool Program (CSPP) of the California Department of Education for the Jim Gilliam Child Care Center.
2. AUTHORIZE the General Manager, RAP, to accept and receive a grant in the amount of \$5,732 from the General Child Care and Development Programs (CCTR) of the California Department of Education for the Jim Gilliam Child Care Center.
3. ADOPT the accompanying RESOLUTION (attached to the Council File), which certifies approval to accept the CSPP and CCTR grant funds, enter into an agreement with the California Department of Education, and designates the General Manager, Executive Officer, or Assistant General Manager of the RAP, as the agent to conduct all negotiations, sign and submit all documents, including but not limited to grant applications, agreements, amendments, and payment requests, which may be necessary.

4. AUTHORIZE the General Manager, or designee, to negotiate and execute the resulting grant agreement and any subsequent amendments thereto, subject to approval as to form by the City Attorney.
5. AUTHORIZE the RAP's Chief Accounting Employee to establish the necessary account within Recreation and Parks Grant Fund 205 to accept the 2011-12 California Department of Education CSPP grant in the amount of \$173,121 for the Jim Gilliam Child Care Center.
6. AUTHORIZE the RAP's Chief Accounting Employee to establish the necessary account within Recreation and Parks Grant Fund 205 to accept the 2011-12 California Department of Education CCTR grant in the amount of \$5,732 for the Jim Gilliam Child Care Center.

Fiscal Impact Statement: The RAP reports that by accepting the reduced funds, the RAP will continue to offer subsidized preschool programming to community participants that qualify. However, the reduction in funds will result in approximately 12 fewer children receiving subsidized child care. Accordingly, there is no impact to the General Fund.

Community Impact Statement: None submitted.

(Arts, Parks, Health and Aging Committee waived consideration of the above matter)

ITEM NO. (66)

[11-1378](#)

COMMUNICATION FROM THE BOARD OF RECREATION AND PARK COMMISSIONERS (BOARD) and RESOLUTION relative to a grant application for the State of California Department of Housing and Community Development (CDHCD) Housing-Related Parks Program (HRP).

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. APPROVE retroactively to July 29, 2011, submission of an HRP grant application, substantially in the form on file in the Board Office, to the CDHCD to fund the acquisition, development, rehabilitation and/or improvements of the Department of Recreation and Parks' (RAP) parks and recreation facilities for the 2010 Program Year in the amount of \$1 million.
2. ADOPT the accompanying RESOLUTION (attached to the Council File), which authorizes the City of Los Angeles to apply for the HRP grant funds for the sixth funding round and designates the General Manager, RAP, or designee, as the agent to conduct all negotiations, sign and submit all documents, including but not limited to grant applications, agreements, amendments, and payment requests, which may be necessary for the completion of the proposed projects.

Fiscal Impact Statement: The RAP reports that submission of the grant application has no fiscal impact on the General Fund.

Community Impact Statement: None submitted.

(Arts, Parks, Health and Aging Committee waived consideration of the above matter)

ITEM NO. (67)

[11-0763](#)

CONTINUED CONSIDERATION OF COMMUNICATION FROM THE COMMUNITY REDEVELOPMENT AGENCY (CRA) relative to temporary authority to approve administrative and operating service payments not to exceed \$70,000 per vendor.

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, or designee, to approve direct payments for CRA administrative and operating services with vendors for amounts not to exceed \$70,000 per vendor during the 90-day period in accordance with and subject to the CRA's continuing resolution budget authority approved by the City Council on July 1, 2011.

Fiscal Impact Statement: The CRA reports that there is no fiscal impact to the City's General Fund as a result of this action.

Community Impact Statement: None submitted.

The recommended action is not subject to California Environmental Quality Act (CEQA) under California Code of Regulations 15061 as it can be seen with certainty that there is no possibility that the proposed action herein will have a significant effect on the environment therefore it does not constitute a "project" as defined by the CEQA.

(Housing, Community and Economic Development Committee waived consideration of the above matter)

(Continued from Council meeting of August 10, 2011)

ITEM NO. (68)

[11-0483](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) relative to an amendment to a contract with Diamond Contract Services Inc. to provide building custodial and cleaning services.

Recommendation for Council action:

AUTHORIZE the General Manager, Department of General Services (GSD) to execute the Third Amendment to the Second Supplemental Agreement with Diamond Contract Services, Inc. and increase the contract ceiling by \$142,092 for a total contract amount not-to-exceed \$12,217,092, subject to review by the City Attorney as to form.

Fiscal Impact Statement: The CAO reports that funding in the amount of \$142,092 for this contract is available in the Contractual Services Account of the GSD for the current fiscal year. There is no additional impact on the General Fund. The above recommendation complies with the City's Financial Policies in that ongoing revenue will be used to fund the contract.

Community Impact Statement: None submitted.

(Information Technology and Government Affairs Committee waived consideration of the above matter)

ITEM NO. (69)

[11-1366](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) relative to a request to approve the First Amendment to Contract No. 116065 with Commercial Programming Systems, Inc. (CPS) for systems support.

Recommendation for Council action:

AUTHORIZE the Director of Planning, or designee, to negotiate and execute the First Amendment to Contract No. 116065 with CPS, to provide specialized contract personnel experienced in the analysis, design, implementation and support of data processing systems and the operation of data processing equipment in an amount not to exceed \$3 million for a period of three years from July 1, 2011 through June 30, 2014, subject to the review and approval of the City Attorney as to form and subject to the availability of funding.

Fiscal Impact Statement: The CAO reports that there is no additional impact to the General Fund. Funds in the amount of \$2.925 million have been provided by the City Planning Systems Development Fund No. 588 for this purpose in the 2011-12 Adopted Budget. In addition, the Planning Department will request \$75,000 from the Construction Services Trust Fund No. 438. The recommendation complies with City Financial Policies in that one-time funds have been appropriated for this one-time activity.

Community Impact Statement: None submitted.

(Planning and Land Use Management Committee waived consideration of the above matter)

ITEM NO. (70)

[11-1395](#)

MOTION (REYES - PERRY) relative to funding for services in connection with the August 2, 2011 Mayor's special reception for California Trout, Inc. in the City Hall Tom Bradley Room.

Recommendation for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

APPROPRIATE \$696 from the Unappropriated Balance Fund No. 100/58 to the General Services Fund 100/40, as follows: \$232 to Account No. 1070 (Salaries - As Needed) and \$464 to Account No. 1090 (Salaries - Overtime) for services in connection with the August 2, 2011 Mayor's special reception for California Trout, Inc. in the City Hall Tom Bradley Room--said funds to be reimbursed to the General Fund by California Trust.

ITEM NO. (71)

[11-1396](#)
CD 11

MOTION (ROSENDAHL - WESSON) relative to authorizing the Community Development Department (CDD) to change the designation of the lead agency for the West Los Angeles Family Source Center (FSC) collaborative.

Recommendations for Council action:

1. AUTHORIZE the CDD to change the designation of the lead agency for the West Los Angeles FSC collaborative from Community Care at Home to the Boys and Girls Club of Venice.
2. AUTHORIZE the Chief Legislative Analyst to make any technical corrections for clarifications to the above instructions in order to effectuate the intent of this Motion.

ITEM NO. (72)

[10-1388-S1](#)

MOTION (REYES - ROSENDAHL) relative to grant funds to implement the Public Participation and Outreach Program for SurveyLA, the Los Angeles Historic Resources Survey project.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. AUTHORIZE the Direct of Planning, or designee, to take the following actions:
 - a. Enter into a project agreement (contract) with the State Office of Historic Preservation, subject to the approval of the City Attorney as to form and legality, to accept a grant in the amount of \$22,500 which will be used to implement the Public Participation and Outreach Program for SurveyLA, the Los Angeles Historic Resources Survey project, requiring that all expenses for work to be performed must be incurred within the period of October 1, 2011 through September 30, 2012.
 - b. Set up a grant receivable of \$22,500 and establish an appropriate account within the City Planning Grant Trust Fund No. 46Y/68 for the disbursement of funds for the project of Data Transfer Application.
 - c. Submit grant reimbursement requests to the State Office of Historic Preservation and deposit grant receipts in the City Planning Grants Trust Fund No. 46Y.
 - d. Upon receipt of the grant funds from the State Office of Historic Preservation, authorize the Controller to transfer the cash from Fund 46Y and appropriate a like amount to the Planning Department's Fund 100/68, Appropriation Unit No. 003040
2. AUTHORIZE the City Administrative Officer to make any technical corrections to the above fund transfer instructions in order to effectuate the intent of this Motion.

ITEM NO. (73)

[11-0774](#)

MOTION (KORETZ - PARKS) relative to amending prior Council action of June 21, 2011 regarding approving a fourth year contract extension with the Managed Health Network (MHN).

Recommendation for Council action:

AMEND prior Council action of June 21, 2011 (Council file No. 11-0774) relative to a fourth year contract extension with the MHN to AUTHORIZE the General Manager, Personnel Department, to execute a fourth and fifth year extension of Contract No. C-113427 with MHN to provide Employee Assistance Program services for the City's Civilian Modified Flex Program from January 1, 2011 through December 31, 2012.

ITEM NO. (74)

[11-0010-S8](#)

MOTION (PERRY - REYES) relative to reinstating the reward offer in the death of Jerriell and Sulema Wilborn for an additional six months.

Recommendation for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

REAFFIRM Council's findings and REINSTATE the reward offer relative to the death of Jerriell and Sulema Wilborn (Council action of February 2, 2011, Council file No. 11-0010-S8)) for an additional period of six months from the publication of the offer of reward by the Office of the City Clerk and, further, that the sum of \$75,000 shall be the aggregate maximum sum of any payment or payments of a City reward in this instance.

ITEM NO. (75)

[11-0010-S38](#)

MOTION (PARKS- ENGLANDER) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Jason Pervis Randle on August 7, 2010.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. PROVIDE an offer of reward in the amount of \$50,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Jason Pervis Randle on August 7, 2010.
2. FIND that the subject reward complies with the provisions of Chapter 12, Article 1, Division 19, of the Los Angeles Administrative Code.
3. DIRECT the City Clerk to publish the required notices and/or advertisements to effectuate this reward.

ITEM NO. (76)

[11-0010-S39](#)

MOTION (PERRY - REYES) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Carlos Martinez on July 22, 2011.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. PROVIDE an offer of reward in the amount of \$50,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Carlos Martinez on July 22, 2011.
2. FIND that the subject reward complies with the provisions of Chapter 12, Article 1, Division 19, of the Los Angeles Administrative Code.
3. DIRECT the City Clerk to publish the required notices and/or advertisements to effectuate this reward.

Items Called Special

Motions for Posting and Referral

Councilmembers' Requests for Excuse from Attendance at Council Meetings

Adjourning Motions

Council Adjournment

EXHAUSTION OF ADMINISTRATIVE REMEDIES - If you challenge a City action in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the City Clerk at or prior to, the public hearing. Any written correspondence delivered to the City Clerk before the City Council's final action on a matter will become a part of the administrative record.

CODE OF CIVIL PROCEDURE SECTION 1094.5 - If a Council action is subject to judicial challenge pursuant to Code of Civil Procedure Section 1094.5, be advised that the time to file a lawsuit challenging a final action by the City Council is limited by Code of Civil Procedure Section 1094.6 which provides that the lawsuit must be filed no later than the 90th day following the date on which the Council's action becomes final.

Materials related to an item on this Agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office at 200 North Spring Street, City Hall, Room 395, during normal business hours.